

AGENDA
PERSONNEL BOARD MEETING

October 10, 2014
9:30 a.m.

1. Call to Order
2. Reading of the Minutes of Regular Meeting held September 12, 2014
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Oral Arguments**
 - A. **Kevin Bailey v. Justice and Public Safety Cabinet (Juvenile Justice)**
(2014-030) (Request by Appellee)
 - B. **Ashley Lewis v. Cabinet for Health and Family Services (2014-058)**
(Request by Appellant)
 - C. **Todd McGuire v. Cabinet for Health and Family Services (2013-065)**
(Request by Appellant)
 - D. **Ronald Nunemaker v. Justice and Public Safety Cabinet (Corrections)**
(2013-262) (Request by Appellant)
6. **Motions**
7. **Investigations**
 - A. Anonymous Request for investigation of Kentucky Alcohol Beverage Control
-- Response by Public Protection Cabinet
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. **Kevin Bailey v. Justice and Public Safety Cabinet (Juvenile Justice) (2014-030)** (3-day suspension – appeal sustained to the extent of changing 3-day suspension to 1-day)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response to Exceptions
- B. **Ashley Lewis v. Cabinet for Health and Family Services (2014-058)** (Directed sick leave, retaliation – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response to Exceptions
- C. **Todd McGuire v. Cabinet for Health and Family Services (2013-065)** (7-day suspension – appeal sustained to the extent of changing to a 2-day suspension)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Exceptions
--Appellant's Rebuttal to Cabinet's Exceptions
- D. **Ronald Nunemaker v. Justice and Public Safety Cabinet (Corrections) (2013-262)** (3-day suspension, poor work performance – appeal dismissed)
--Appellant's Exceptions and Request for Oral Argument
- E. **Kimberly Rulo v. Personnel Cabinet (2013-285)** (Dismissal, workplace violence – appeal dismissed) (**Deferred from August and September**)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Exceptions and Request for Oral Argument
--Appellee's Response to Appellant's Exceptions
--Appellant's Response to Appellee's Exceptions
- H. **Robert Edwards v. Labor Cabinet (2014-053)** (Demotion – appeal dismissed, no jurisdiction)
--Appellant's Exceptions and Request for Oral Argument (returned as untimely)
- I. **Kimstance Johnson v. Justice and Public Safety Cabinet (Corrections)** (2013-216) (Directed sick leave, discrimination – appeal dismissed)
--Recommended Order after Remand (dismissing appeal)
--Appellant's Exceptions
--Appellee's Response to Exceptions
- J. **Bobby Lewis v. Transportation Cabinet (2013-241)** (3-day suspension – appeal dismissed, failure to attend hearing)
--Appellant's Exceptions
- K. **Claudia Jackson v. Cabinet for Health and Family Services (2014-041)** (Dismissal, poor work performance – appeal sustained, reinstatement)

L. **Walter Rafferty v. Justice and Public Safety Cabinet (Corrections) (2013-081)** (3-day suspension, misconduct – appeal dismissed)

M. **William Rawlings v. Justice and Public Safety Cabinet (Corrections) (2014-075)** (Probationary dismissal – appeal dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

N. Dana Ashburn v. Cabinet for Health and Family Services

O. Mary Durrett v. Justice and Public Safety Cabinet (Corrections)

P. Hope Luney v. Cabinet for Health and Family Services

11. **Withdrawals**

A. Steven W. Green v. Transportation Cabinet

B. Danny LeMarr v. Justice and Public Safety Cabinet (Juvenile Justice)

C. Charles Lovett v. Cabinet for Health and Family Services and Personnel Cabinet

D. Fifi Mboma v. Department of Veterans' Affairs

E. Randall Murray v. Finance and Administration Cabinet

*** F. Taylor Trimboli v. Cabinet for Health and Family Services

12. **Settlements**

A. John Hughes, Jr. v. Finance and Administration Cabinet

*** B. Cynthia Rice v. Finance and Administration Cabinet

13. **Other**

A. Guidelines for Settlements

B. Election of Officers